

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)	
)	
Assondieu Fortune)	File No.: EB-02-TP-334
)	NAL/Acct. No. 200332700007
4073 Coconut Circle North)	FRN 0007879570
Naples, Florida)	

FORFEITURE ORDER

Adopted: April 30, 2003

Released: May 5, 2003

By the Chief, Enforcement Bureau:

1. In this *Forfeiture Order* (“*Order*”), we issue a monetary forfeiture in the amount of ten thousand dollars (\$10,000) to Assondieu Fortune for willful and repeated violation of Section 301 of the Communications Act of 1934, as amended (“*Act*”).¹ The noted violation involves Mr. Fortune’s operation of an FM broadcast station on the frequency 105.9 MHz without Commission authorization.

2. On November 18, 2002, the District Director of the Commission’s Tampa, Florida Field Office (“*Tampa Office*”) issued a *Notice of Apparent Liability for Forfeiture* (“*NAL*”) in the amount of \$10,000 to Assondieu Fortune.² Mr. Fortune has not filed a response to the *NAL*. Based on the information before us, we affirm the forfeiture.

3. **ACCORDINGLY, IT IS ORDERED THAT**, pursuant to Section 503(b) of the *Act*,³ and Sections 0.111, 0.311 and 1.80(f)(4) of the Commission’s Rules (“*Rules*”),⁴ Assondieu Fortune **IS LIABLE FOR A MONETARY FORFEITURE** in the amount of \$10,000 for willfully and repeatedly violating Section 301 of the *Act*.

4. Payment of the forfeiture shall be made in the manner provided for in Section 1.80 of the *Rules* within 30 days of the release of this *Order*. If the forfeiture is not paid within the period specified, the case may be referred to the Department of Justice for collection pursuant to Section 504(a) of the *Act*.⁵ Payment shall be made by mailing a check or similar instrument, payable to the order of the “Federal Communications Commission,” to the Federal Communications Commission, P.O. Box 73482, Chicago, Illinois 60673-7482. The payment should note NAL/Acct. No. 200332700007, and FRN 0007879570. Requests for full payment under an installment plan should be sent to: Chief, Revenue and Receivables Operations Group, 445 12th Street, S.W., Washington, D.C. 20554.⁶

¹ 47 U.S.C. § 301.

² *Notice of Apparent Liability for Forfeiture*, NAL/Acct. No. 200332700007 (Enf. Bur., Tampa Office, released November 18, 2002).

³ 47 U.S.C. § 503(b).

⁴ 47 C.F.R. §§ 0.111, 0.311, 1.80(f)(4).

⁵ 47 U.S.C. § 504(a).

⁶ *See* 47 C.F.R. § 1.1914.

5. **IT IS FURTHER ORDERED THAT** a copy of this *Order* shall be sent by first class mail and certified mail, return receipt requested, to Assondieu Fortune, 4073 Coconut Circle North, Naples, Florida 34104.

FEDERAL COMMUNICATIONS COMMISSION

David H. Solomon
Chief, Enforcement Bureau